

§ 1779.1

- 1779.24 Eligible loan purposes.
- 1779.25 Ineligible loan purposes.
- 1779.26 [Reserved]
- 1779.27 Eligible lenders.
- 1779.28 Transfer of lenders or borrowers
(prior to issuance of Loan Note Guarantee).
- 1779.29 Fees and charges by lender.
- 1779.30 Loan guarantee limitations.
- 1779.31–1779.32 [Reserved]
- 1779.33 Interest rates.
- 1779.34 Terms of loan repayment.
- 1779.35–1779.36 [Reserved]
- 1779.37 Insurance and fidelity bonds.
- 1779.38–1779.41 [Reserved]
- 1779.42 Design and construction requirements.
- 1779.43 Other Federal, State, and local requirements.
- 1779.44–1779.46 [Reserved]
- 1779.47 Economic feasibility requirements.
- 1779.48 Security.
- 1779.49–1779.51 [Reserved]
- 1779.52 Processing.
- 1779.53 Evaluation of application.
- 1779.54–1779.58 [Reserved]
- 1779.59 Review of requirements.
- 1779.60–1779.62 [Reserved]
- 1779.63 Conditions precedent to issuance of the Loan Note Guarantee.
- 1779.64 Issuance of Lender's Agreement, Loan Note Guarantee, and Assignment Guarantee Agreement.
- 1779.65 Lender's sale or assignment of the guaranteed portion of loan.
- 1779.66–1779.68 [Reserved]
- 1779.69 Loan servicing.
- 1779.70–1779.72 [Reserved]
- 1779.73 Replacement of loss, theft, destruction, mutilation, or defacement of Loan Note Guarantee or Assignment Guarantee Agreement.
- 1779.74 [Reserved]
- 1779.75 Defaults by borrower.
- 1779.76–1779.77 [Reserved]
- 1779.78 Repurchase of loan.
- 1779.79 [Reserved]
- 1779.80 Interest rate changes after loan closing.
- 1779.81 Liquidation.
- 1779.82 [Reserved]
- 1779.83 Protective advances.
- 1779.84 Additional loans or advances.
- 1779.85 Bankruptcy.
- 1779.86–1779.87 [Reserved]
- 1779.88 Transfer and assumptions.
- 1779.89 Mergers.
- 1779.90 Disposition of acquired property.
- 1779.91–1779.93 [Reserved]
- 1779.94 Determination and payment of loss.
- 1779.95 Future recovery.
- 1779.96 Termination of Loan Note Guarantee.
- 1779.97–1779.99 [Reserved]
- 1779.100 OMB control number.

AUTHORITY: 5 U.S.C. 301, 7 U.S.C. 1989, 16 U.S.C. 1005.

7 CFR Ch. XVII (1–1–08 Edition)

SOURCE: 66 FR 23138, May 8, 2001, unless otherwise noted.

§ 1779.1 General.

(a) This part contains the regulations for Water and Waste Disposal (WW) loans guaranteed by the Agency and applies to lenders, holders, borrowers, and other parties involved in making, guaranteeing, holding, servicing, or liquidating such loans.

(b) The purpose of the WW guaranteed loan program is to provide a loan guarantee for the construction or improvement of water and waste projects serving the financially needy communities in rural areas. This purpose is achieved through bolstering the existing private credit structure through the guarantee of quality loans which will provide lasting benefits.

§ 1779.2 Definitions.

The following general definitions are applicable to the terms used in this part:

Agency. The Rural Utilities Service which is within the Rural Development mission area of the United States Department of Agriculture or its successor agencies with authority delegated by the Secretary of Agriculture to administer the Water and Waste Disposal Programs.

Application. An Agency prescribed form to request an Agency guarantee (available in any Agency office).

Arm's length transaction. The sale, release, or disposition of assets in which the title to the property passes to a ready, willing, and able third party who is not affiliated with, or related to, and has no security, monetary, or stockholder interest in the borrower or transferor at the time of the transaction.

Assignment Guarantee Agreement. The signed agreement among the Agency, the lender, and the holder setting forth the terms and conditions of an assignment of the guaranteed portion of a loan or any part thereof (available in any Agency office).

Borrower. The entity that borrows money from the lender.

Collateral. Property pledged to secure the guaranteed loan.

Conditional Commitment for Guarantee. The Agency's written statement to the